IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

THURSDAY, THE 12TH JULY 2007 / 21ST ASHADHA 1929

WP(C).No. 5727 of 2004(F)

PETITIONER:

T. VIJAYALEKSHMY AMMAL, D/O.THANKAMMAL,
T.C.28/969, SOUBHAGYA, SREEKANTESWARAM,
THIRUVANANTHAPURAM-23.

BY ADV. SRI.B.RAMAN PILLAI,
SRI.GEORGE PHILIP,
SRI.R.ANIL,
SRI.RAJU RADHAKRISHNAN,
SRI.ANIL K.MOHAMMED,
SRI.DELVIN JACOB MATHEWS.

RESPONDENTS:

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1. **UNION OF INDIA, REPRESENTED BY THE SECRETARY TO GOVERNMENT OF INDIA, MINISTRY OF FINANCE, DEPARTMENT OF REVENUE, PARLIAMENT STREET, NEW DELHI-1.**

2. **THE COMMISSIONER OF CUSTOMS AND CENTRAL EXCISE, ICE BHAVAN, PRESS CLUB ROAD, THIRUVANANTHAPURAM.**

3. **THE SUPERINTENDENT, CUSTOMS PREVENTIVE AND INTELLIGENCEL UNIT, ICE BHAVAN, PRESS CLUB ROAD, THIRUVANANTHAPURAM-1.**

BY ADV. SRI. P. PARAMESWARAN NAIR, A.S.G.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 12/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C). NO.5727/2004:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE TITLE DEED DTD. 27/03/1989 EXECUTED IN FAVOUR OF THE PETITION.

EXT.P.2: COPY OF THE LAND TAX RECEIPT DTD. 30/04/2001 IN RESPECT OF THE LANDED PROPERTY OF PETITIONER.

EXT.P2.A: COPY OF THE PROPERTY TAX RECEIPT DTD. 21/04/2001 IN RESPECT THE BUILDING OWNED BY THE PETITIONER.

EXT.P.3: COPY OF THE REPRESENTATION DTD. 13/02/2004 SENT BY THE PETITIONER TO RESPONDENTS.

EXT.P.4: COPY OF THE COURIER CONSIGNMENT NOTE DT. 13/02/2004 SHOWING THE RECEIPT OF EXT.P.3 REPRESENTATION BY R.2.

EXT.P.4.A: COPY OF THE COURIER CONSIGNMENT NOTE DTD. 13/02/2004 SHOWING THE RCEIPT OF EXT.P.3 REPRESENTATION BY R.3.

RESPONDENT'S EXHIBITS: NIL.

//TRUE COPY//

prv.

KURIAN JOSEPH, J.

W.P. (C). NO. 5727 OF 2004

Dated this the 12th day of July, 2007.

J U D G M E N T

This writ petition is filed with the following prayer:

> i) to issue any writ, order or direction to the respondents 1 to 3 restraining them from attaching the movable and immovable properties belonging to the petitioner in furtherance of Adjudication Order passed in O.S 747/1998 of Air Customs, Thiruvananthapuram.

2. It is seen that the petitioner has filed Exhibit P3 representation before the second respondent. Hence, there will be a direction to the second respondent to consider Exhibit P3 and take appropriate action in accordance with law with notice to the petitioner, within a period of three months from the date of production of a copy of this judgment.

This writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

smp